

CITY OF NORTH COLLEGE HILL, OHIO

RESOLUTION 15 - 2017

**A RESOLUTION AUTHORIZING NCH ADMINISTRATION TO LEGALLY SEVER
THE CITY'S RELATIONSHIP WITH PROPEL COMPANY, INC.**

WHEREAS; North College Hill Administration informed Council at a regularly scheduled meeting of March 7, 2016 that Mr. Pelfrey and Propel Company had informed city officials he could no longer meet the terms of the agreement executed 23 April, 2012, and

WHEREAS; the subject of 23 April, 2012 agreement – the NCH City Center at 1500 West Galbraith Road, North College Hill, Ohio 45231 – needs significant roof repairs and the cost of which will be absorbed by the City of North College Hill, and

WHEREAS; North College Hill City Solicitor William Deters, dated 30 March, 2016, advised that litigation would be costly and, ultimately, a city victory would likely result in Propel Company seeking Bankruptcy protection, and

WHEREAS; the City of North College Hill wished to legally recognize that Propel Company, Doug Pelfrey, and all related entities have abrogated the 23 April, 2012 agreement and surrender all future rights associated with the agreement

**NOW, THEREFORE, BE IT RESOLVED, by the City of North College Hill as
Follows:**

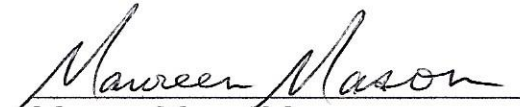
SECTION I

The Council of the City of North College Hill hereby directs the City Administrator and the City Solicitor to inform Propel Company, Doug Pelfrey, and related companies they have legally surrendered all rights associated with the City Center and agreement of 23 April, 2012.

SECTION II

It is found and determined that all formal actions of this Council concerning or related to the adoption of this Resolution were adopted in an open meeting of this Council, and all deliberations of this Council and any of its committees, if any, that resulted in such formal actions were adopted in meetings open to the public, in compliance with all applicable legal requirements of the Ohio Revised Code.

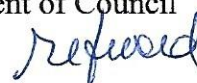
Dated: May 22, 2017.


Maureen Mason, Mayor

ATTEST:


Clerk

President of Council



CERTIFICATION

I, LYNDA C. STAGMAN, as Clerk of the Council of the City of North College Hill, Ohio, hereby certify that a true and exact copy of Resolution No. 15-17 was passed by the Council of the City of North College Hill, Ohio at its regular meeting held on the 22 day of May, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of North College Hill, Hamilton County, Ohio this 22 day of May, 2017.

Lynnda C. Stagman
Clerk

Attachments

- 1- Copy of Council Minutes from March 7, 2016
- 2- Legal opinion by William Deters dated March 30, 2016
- 3- Opinion by City Administrator Sheryl Long January 31, 2017

THIS IS TO CERTIFY THAT A TRUE COPY OF
~~ORDINANCE OR RESOLUTION~~ NO. 15-2017
HAS BEEN POSTED AT FIVE CONSPICUOUS
PLACES IN THE CITY OF NORTH COLLEGE
HILL, OHIO AS FOLLOWS:

- CITY CENTER
- FIFTH THIRD BANK
- GREATER CINCINNATI SCHOOL
- EMPLOYEES CREDIT UNION
- UNION SAVINGS BANK
- 1500 E. GALBRAITH RD
- 6600 HAMILTON AVE.
- 5828 HAMILTON AVE.
- 6701 HAMILTON AVE.

EACH FOR A PERIOD OF FIFTEEN DAYS COMMENCING

Lynnda C. Stagman
CLERK OF COUNCIL